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INTELLECTUAL PROPERTY LAW
(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)

May 26, 1999

Docket No.: D5425CIP2

The Assistant Commissioner of Patents
BOX PATENT APPLICATION
Washington, DC 20231

Dear Sir:

Transmitted herewith for filing is the continuation-in-part patent application which claims benefit of priority of non-provisional application 08/404,499, filed March 17, 1995, which is a continuation in part of US Serial No. 08/300,082, filed September 2, 1994, now abandoned, which is a continuation of US Serial No. 08/164,638, filed 12/09/93, now abandoned, which is a continuation of US Serial No. 07/867,728, filed 04/10/92, now abandoned.

Name of: **Rosenblum, Michael G. and Shawver, Laura K.**
For: ***Immunotoxins Directed Against cerbB-2 (HER-2/neu)***
Related Surface Antigens

CLAIMS AS FILED

<u>Fee for:</u>	<u>Small entity</u>	<u>Amount</u>
Basic fee	\$ 3 8 0	\$ 3 8 0
Each independent claim in excess of 3 (0)		
Each claim excess of 20 (1) \$ 9		\$ 9
Multiple dependent claim		

TOTAL FILING FEE \$ 3 8 9

____ Please charge my Deposit Account No. _____ in the total amount of the filing fee and the assignment recordation fee if any.

X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1185.

X Any additional fees under 37 CFR 1.16.

X Any application processing fees under 37 CFR 1.17.

X Small Entity Statement

A small entity statement is enclosed and its benefit under 37 CFR 1.28(a) is hereby claimed.

X Relate Back--35 U.S.C. 120

This continuation-in-part application claims benefit of priority of continuation in part application 08/404,499, filed March 17, 1995, which is a continuation in part of US Serial No. 08/300,082, filed September 2, 1994, now abandoned, which is a continuation of US Serial No. 08/164,638, filed 12/09/93, now abandoned, which is a continuation of US Serial No. 07/867,728, filed 04/10/92, now abandoned.

Assignment

The application is assigned by the inventors to the _____.

X Sequence Listing

The sequence listing is enclosed, including a paper copy, a copy on disk for the computer readable form and a compliance letter indicating that the sequence listing on the paper copy and the disk are one and the same.

X Power of Attorney

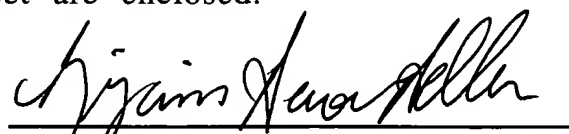
X is attached.

X Address all future communications to:

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X Two photocopies of this sheet are enclosed.

Date: May 26, 1999


Benjamin Aaron Adler, Ph.D., J.D.
Counsel for Applicant
Registration No. 35,423

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Rosenblum, *et al.* § ART UNIT:
§
FILED: May 26, 1999 §
§ EXAMINER:
SERIAL NO.: §
§
FOR: Immunotoxins Directed Against § DOCKET:
c-erbB-2 (HER-2/Neu) Related § D5425CIP2
Surface Antigens §

The Assistant Commissioner of Patents and Trademarks
BOX PATENT APPLICATION
Washington, D.C. 20231


COMPLIANCE OF REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE
DISCLOSURES

Dear Sir:

Applicant provides a computer readable form of the Sequence Listing on the enclosed 3.5 inch disk and a paper copy thereof for the above-referenced application. The disk is a 1.44 mb Apple Macintosh-formatted disk. The file is stored as D5425CIP2/SEQ in text format. I hereby state that the content of the paper copy of the Sequence Listing filed as part of the above-captioned application and the enclosed computer readable copy of the Sequence Listing are the same.

Respectfully submitted,

Date: May 26, 1999


Benjamin Aaron Adler, Ph.D., J.D.

Counsel for Applicant
Registration No. 35,423

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